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10 UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

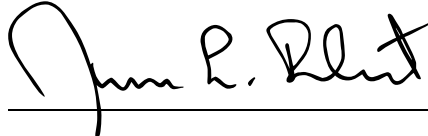
11 ALLAN REDFORD, ) Case No. C06-1576-JLR-JPD  
12 )  
13 Plaintiff, )  
14 v. )  
15 MICHAEL J. ASTRUE, Commissioner, ) ORDER REMANDING CASE  
16 Social Security Administration,<sup>1</sup> )  
17 Defendant. )

18 The present matter comes before the Court on defendant's Motion to Remand. Dkt.  
19 No. 11. Plaintiff has filed no response to this motion. Based upon defendant's motion,  
20 sentence six of 42 U.S.C. § 205(g) and 1631(c)(3) of the Social Security Act, 42 U.S.C. §§  
21 405(g) and 1383(c)(3), and good cause having been shown, it is hereby ORDERED that this  
22 case is REVERSED and REMANDED to the Commissioner for further action by the  
23 Commissioner—specifically, to search for the missing hearing tapes of the Administrative Law  
24 Judge's hearing held on October 20, 2004. If the recordings cannot be located in a reasonable

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26 <sup>1</sup> On February 12, 2007, Michael J. Astrue became the Commissioner of the Social Security Administration. Therefore, pursuant to Rule 25(d)(1) of the Federal Rules of Civil Procedure, Michael J. Astrue is substituted for former Commissioner Jo Anne B. Barnhart as the defendant in this suit.

01 period of time, the Appeals Council is ordered to remand the case for a *de novo* hearing.

02 DATED this 20th day of February, 2007.

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05 JAMES L. ROBART  
06 United States District Judge  
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09 Recommended for entry this  
10 15th day of February, 2007.

11 /s/ JAMES P. DONOHUE  
12 United States Magistrate Judge  
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